



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: MESSERLI *et al.*

Confirmation No.:

Application No.: 09/497,123

Group Art Unit: 3738

Filed: February 3, 2000

Examiner: Brian E. Pellegrino

For: END MEMBER FOR A BONE FUSION
IMPLANT

Attorney Docket No.: 8932-114

AMENDMENT

Commissioner for Patents
PO Box 1450
Alexandria, Virginia 22313-1450

Sir:

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DEC 02 2003
TECHNOLOGY CENTER R3700

In response to the Decision on Appeal mailed September 26, 2003 and the Office Action mailed February 28, 2002, please enter the following amendments and remarks into the above-identified application for the Examiner's review and consideration. A request for continued examination (RCE) under 35 C.F.R. § 1.114(a)(3) is being filed concurrently herewith. A courtesy copy of the Request for Continued Examination and the first page of the Amendment is also being submitted concurrently to the Board of Patent Appeals and Interferences to inform the Board of this timely request for continued examination. A copy of the communication to the Board is provided herewith as "Attachment A."